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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/944,062	08/31/2001	Shuang Chen	IIC6

Op40, Inc.
1311 Mamaroneck Ave.
Suite 190
White Plains, NY 10605

CONFIRMATION NO. 8362

FORMALITIES LETTER



OC000000008603399

Date Mailed: 08/09/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 06/25/2002 to the Notice to File Missing Parts (Notice) mailed 12/31/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Abstract must be on a separate sheet.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Chen et al.

Date: August 14, 2002

Application Number: 09/944,062

Attorney Docket Number: IIC 6

Date Filed: 8/31/01

Examiner: To Be Assigned

Group Art Unit: 2133

FOR: SYSTEM, METHOD, USES, PRODUCTS, PROGRAM
PRODUCTS, AND BUSINESS METHODS FOR DISTRIBUTED
INTERNET AND DISTRIBUTED NETWORK SERVICES OVER
MULTI-TIERED NETWORKS

Commissioner of Patents and Trademarks
Attention: Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

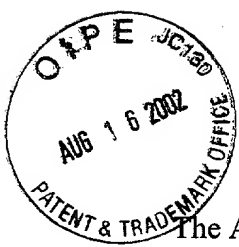
REMARKS

In response to a Notice Of Incomplete Reply (Nonprovisional), Confirmation No. 8362, regarding the above captioned patent application, the Applicants submit the current Abstract on a separate sheet of paper, as attached.

Response to Notice of 8/9/02

IIC 6

09/944,062



The Applicants provide the following quote from their last preliminary amendment:

"IN THE ABSTRACT:

Delete everything in the current Abstract and replace it with the following commencing on a separate sheet of paper:

This disclosure presents systems, methods, apparatus, products, program products, products by process, articles of manufacturer, and business methods that relate to distributing network (e.g. web and server applications) systems, sub systems, applications, sub applications, components, modules, functions, over one or more computer networks. Alternative embodiments are disclosed for: extended environment data structures, digital asset data structures, discovery processes, export processes, digital package data structures, transactional processes, export processes, deployment processes, bridging processes, synchronizing processes, deploying processes, packaging processes, adjusting processes, digital asset packaging, scheduling and distribution systems and methods, fault-tolerant processes, J2EE based processes, transactional processes, collaboration processes, and other system, products, processes, business methods, and articles of manufacture that are related to and capable of organizing, scheduling, distributing, and/or executing digital assets and/or packages of digital assets across one or more networks (particularly multi-tiered networks) for execution on any given node of any of these networks. "

The Applicants maintain that they were responsive to the Notice to File Missing Parts (Notice) mailed 12/31/2001 because the preliminary amendment referenced above required that the Abstract be placed on a separate sheet of paper. Since the Applicants were responsive within the period of reply as set forth in the Notice, the Applicants petition that the present Application not go abandon and be examined.

A copy of the Abstract on a separate sheet of paper along with a copy of the Notice of Incomplete Reply is promptly provided herewith.

The Applicants respectfully request reconsideration and allowance of all claims.

Any inquiries relating to this response, patent application, and/or charges required that are not herein authorized should be made to:

Shuang Chen, CTO and Chairman
Op40, Inc.
1311 Mamaroneck Ave.
Suite 190
White Plains, N.Y. 10605

(914) 671 - 7738 (cell - first preference)

(914) 428 - 4910 x3031 (Office)

(914) 428- 6480 (Fax)

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Shuang Chen', is written over a horizontal line.

Shuang Chen, CTO and Chairman
Op40, Inc.